

## PUBLIC NOTICE

US Army Corps of Engineers New York District Jacob K. Javits Federal Building New York, N.Y. 10278-0090 ATTN: Regulatory Branch

### In replying refer to:

Public Notice Number: 2006-00485-J2 Issue Date: July 12, 2006

Expiration Date: August 10, 2006

To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to

APPLICANT:

Bergen County Utilities Authority

Foot of Mehrhof Road, P.O. Box 9 Little Ferry, New Jersey 07643

ACTIVITY:

Discharge fill material into waters of the United States to facilitate the construction

and installation of a 5.35 mile sanitary sewer line known as the Overpeck Valley

Relief Sewer.

WATERWAY:

Overpeck Creek and Hackensack River

LOCATION:

Borough of Little Ferry, Ridgefield, Palisades Park, Leonia, and Englewood, Bergen

County, New Jersey

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND MAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity.

### CENAN-OP-RW PUBLIC NOTICE NO. 2006-00485-J2

Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with particularity, the reasons why a public hearing should be held. It should be noted that information submitted by mail is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

Our preliminary determination is that the activity for which authorization is sought herein is not likely to affect any Federally endangered or threatened species or their critical habitat. However, pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the District Engineer is consulting with the appropriate Federal agency to determine the presence of and potential impacts to listed species in the project area or their critical habitat.

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996 (Public Law 104-267), requires all federal agencies to consult with the National Marine Fisheries Service on all actions or proposed actions, that are either permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). Based upon a review of the "Guide to Essential Fish Habitat Designations in the Northeastern United States," issued by the National Oceanic and Atmospheric Administration/National Marine Fisheries Service, the EFH for several aquatic species and their life stages in the proposed project area could potentially be impacted by the proposed work. Further consultation with National Marine Fisheries Service regarding EFH impacts and conservation recommendations is being conducted and will be concluded prior to a final decision on the application.

Based upon a review of the latest published version of the National Register of Historic Places, there are no known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit.

Pursuant to Section 307 (c) of the Coastal Zone Management Act of 1972 as amended [16 U.S.C. 1456 (c)], for activities under consideration that are located within the coastal zone of a state which has a federally approved coastal zone management program, the applicant has certified in the permit application that the activity complies with, and will be conducted in a manner that is consistent with, the approved state coastal zone management program. By this public notice, we are requesting the state's concurrence with, objection to, or waiver of the applicant's certification. No permit decision will be made until one of these actions occur. For activities within the coastal zone of New Jersey the applicant's certification and accompanying information is available from the New Jersey Department of Environmental Protection, Bureau of Coastal Regulation, CN 401, 501 East State Street, Second Floor, Trenton, New Jersey 08625-0401, Telephone Number (609) 633-2289. Comments regarding the applicant's certification should be so addressed.

In addition to any required water quality certificate and coastal zone management program concurrence, the applicant has obtained or requested the following governmental authorization for the activity under consideration: New Jersey Department of Environmental Protection Water Quality Certificate

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact this office at (917) 790-8412 and ask for James H. Cannon.

## CENAN-OP-RW PUBLIC NOTICE NO. 2006-00485-J2

For more information on New York District Corps of Engineers programs, visit our website at http://www.nan.usace.army.mil

Richard L. Tomer

Chief, Regulatory Branch

Enclosures

## **WORK DESCRIPTION**

The applicant, the Bergen County Utilities Authority (BCUA), has requested Department of the Army authorization to discharge fill material into waters of the United States to facilitate the construction and installation of a new 5.35 mile sanitary sewer line known as the Overpeck Valley Relief Sewer. The project alignment would be located within the Hackensack River watershed, in the Boroughs of Little Ferry, Ridgefield, Palisades Park, Leonia, and Englewood, Bergen County, New Jersey.

The proposed sanitary sewer line alignment which would include 72-inch, 66-inch and 42-inch diameter pre-stressed concrete cylinder gravity sewer pipe, would extend from the BCUA facility in the Borough of Little Ferry to an existing 42-inch diameter sewer line located on West Forest Street in the Borough of Englewood. Approximately 900 linear feet of the proposed sewer line would be installed, by open trenching, within the Hackensack River, from the BCUA facility to a microtunnelling receiving pit on the east side of the river. Installation activities within the river would occur in four phases. The first phase, and beginning on the western shore (within shallow water) would include the installation of approximately 275 linear feet of steel sheeting along the north and south sides of the sewer alignment, approximately 17 feet apart. As part of this phase a temporary pile supported steel trestle would be constructed along the northern side of the alignment to allow construction equipment access to the project site during the installation of the steel sheeting and the sewer line. Once installed, sediments located between the steel sheeting would be excavated, using a clamshell bucket, to a depth of approximately -34 feet (North American Vertical Datum, NAVD). Steel piles would be driven and the 72-inch sewer pipe would then be installed and secured by pre-cast concrete pile caps. All sediments excavated from the trench would be temporarily stored in an adjacent upland area, and return flow would discharge back to the Hackensack River. Upon completion of the pipe installation, a portion of the excavated sediments would be returned to the trench as backfill. At the completion of this phase the temporary steel trestle and steel sheeting would be removed from the waterway.

The second and third installation phases would extend through the 200 foot wide portion of the Federal Channel. A floating barge or temporary pile supported steel trestle would be used for the installation of the steel sheeting and sewer pipe. As described above, sediments would be excavated and stored on adjacent uplands, the pipe would be installed, and previously excavated soils would be used as backfill. As part of these phases, the open trench installation activities would occur in half of the Federal Channel to allow for the continued passage of vessels. Once installed, the top of the sewer pipe (elevation -23.66 feet, NAVD) would be situated approximately five feet below the 15 foot dredging depth (-18.47 feet NAVD) of the Federal Channel. An additional three foot layer of protective rock riprap would be placed on top of the pipe alignment in this area, allowing approximately 2 feet between the riprap and the authorized dredging depth of the Federal Channel. The fourth installation phase would occur in the shallow water area on the eastern side of the Hackensack River and would include the same activities as those described in Phase 1 above. A total of approximately 14,900 cubic yards of sediments would be excavated during the river crossing installation activities, and approximately 12,500 cubic yards would be utilized as backfill. The remaining 2,400 cubic yards of unused sediments would be disposed of at a state approved upland site.

## CENAN-OP-RW PUBLIC NOTICE NO. 2006-00485-J2

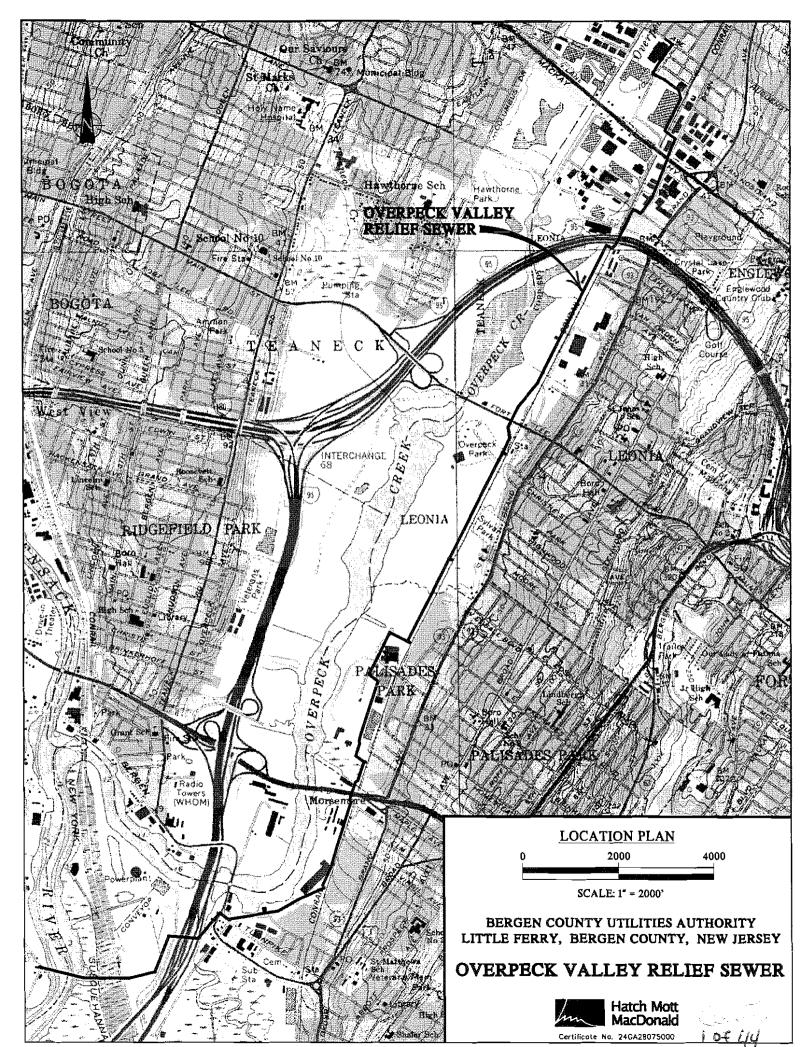
The proposed sewer line crossing would have the same top of pipe elevation (-23.66 feet, NAVD) as an existing 60-inch diameter sewer line that crosses the Hackensack River approximately 70 to 150 feet downstream of the proposed river crossing.

To protect the anadromous fishery resource of the Hackensack River and Overpeck Creek, the applicant has indicated that no in water and bank work along the waterways shall occur between April 1 and June 30 of any calendar year. In addition, no in water sediment producing activities would occur within the remaining stream crossing locations between May 1 and June 30 of any calendar year to protect the warm water fisheries resource.

From the east side of the Hackensack River, sewer pipe installation activities would include mircotunneling beneath existing roads, railroads, and commercial developments, and open trenching through waters of the United States. The sewer pipe would extend through seven tributaries and associated wetlands of the Overpeck Creek. Upon completion of the sewer line open trench installation activities, a portion of the excavated sediments would be used as backfill, and all waters of the United States and wetland areas would be restored to preconstruction elevations and vegetated with native wetland species where appropriate. As a result of the proposed sewer line installation activities, approximately 0.005 acres of waters of the United States would be permanently impacted as a result of the proposed activities, with approximately 0.3 acres being temporarily disturbed.

An New Jersey Department of Environmental Protection Water Quality Certificate was issued to the applicant for the proposed activities on April 20, 2006.

The stated purpose of this project has been mandated by the New Jersey Department of Environmental Protection under an Administrative Consent Order to eliminate sanitary sewer overflows to Overpeck Creek.



## BERGEN COUNTY UTILITIES AUTHORITY

LITTLE FERRY, BERGEN COUNTY, NEW JERSEY

# OVERPECK VALLEY RELIEF SEWER

#### **COMMISSIONERS**

ERYAN J. CHRISTIANSEN, CHAIRMAN
WAYNE HAMER, VICE CHAIRMAN
JAMES L. CASRELLA
BENEDICT A. FOCARINO
ROGER B. MATTEI
JULIE ROGINSKY
DOMINGO SENANDE
ANDREW \*CHUCK\* VACCARO

LEONARD R. KAISER - EXECUTIVE DIRECTOR

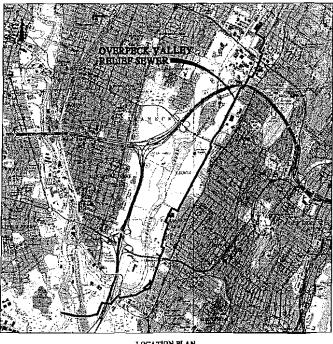
RRIC ANDERSEN, P.R. - DIRECTOR OF WATER POLLUTION CONTROL/CHIEF ENGINEER

WALLACE NOWCSHILECEI - CHIEF FINANCE OFFICER

MARYANN LAMBER - AUTHORITY SECRITARY

B. NEIL ZIMMERMANN, ESQ. - GENERAL COUNSEL

STEFFHIN P. SINISI, ESQ. - SPECIAL COUNSEL



LOCATION PLAN

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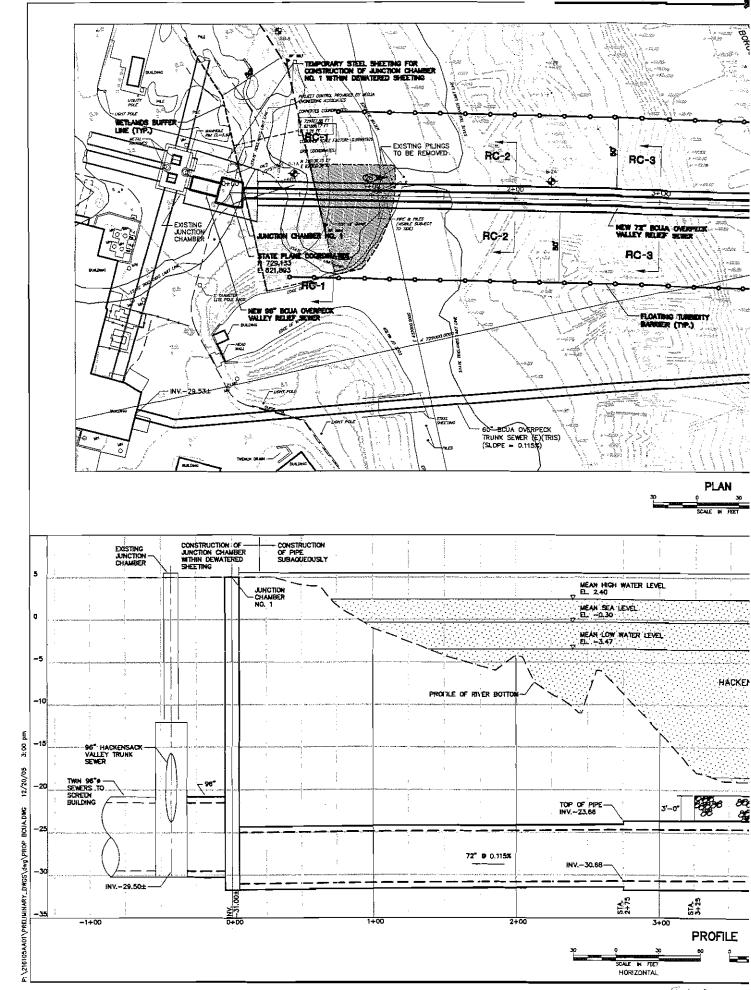
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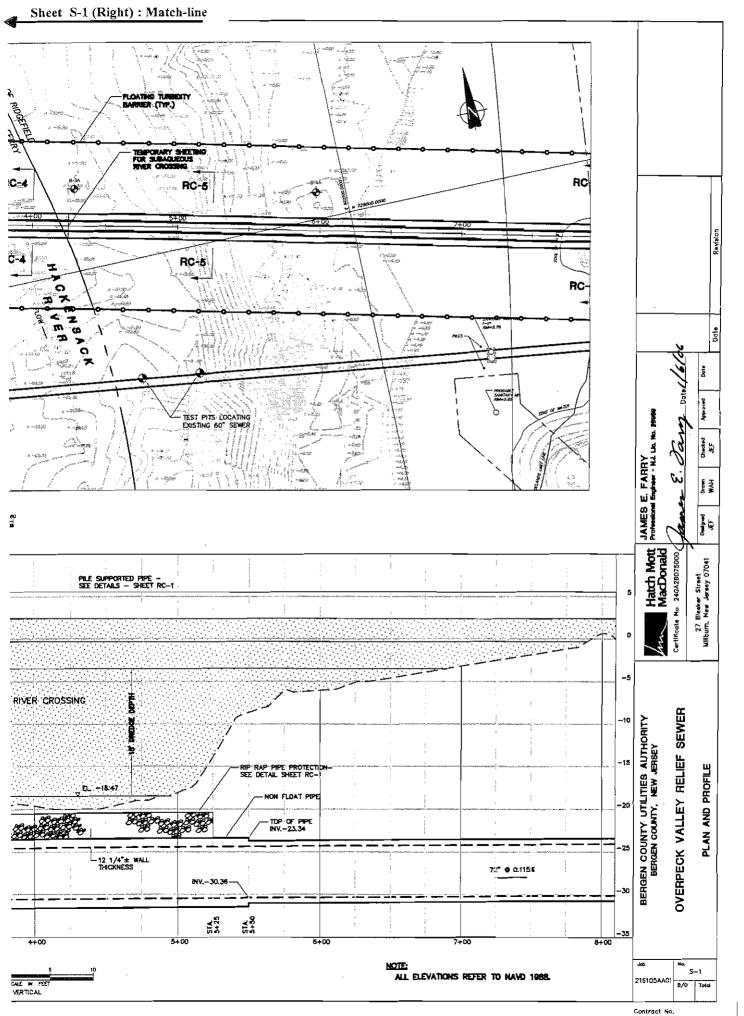


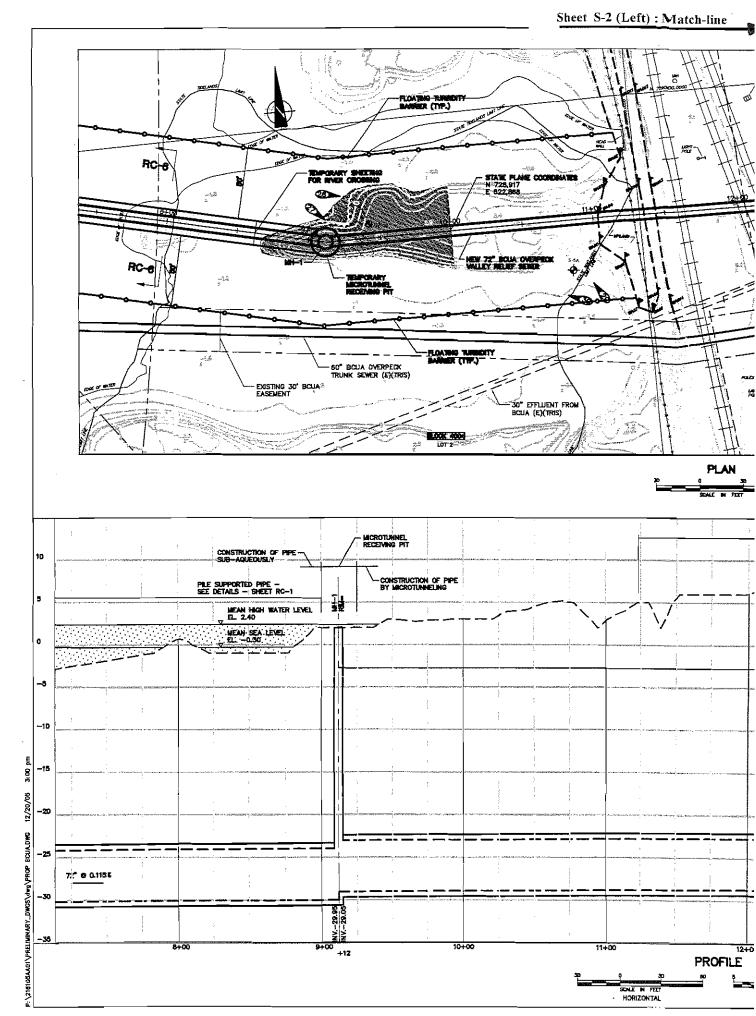
James E. Dany 16/06

Management to State - NTT Day No. 3446

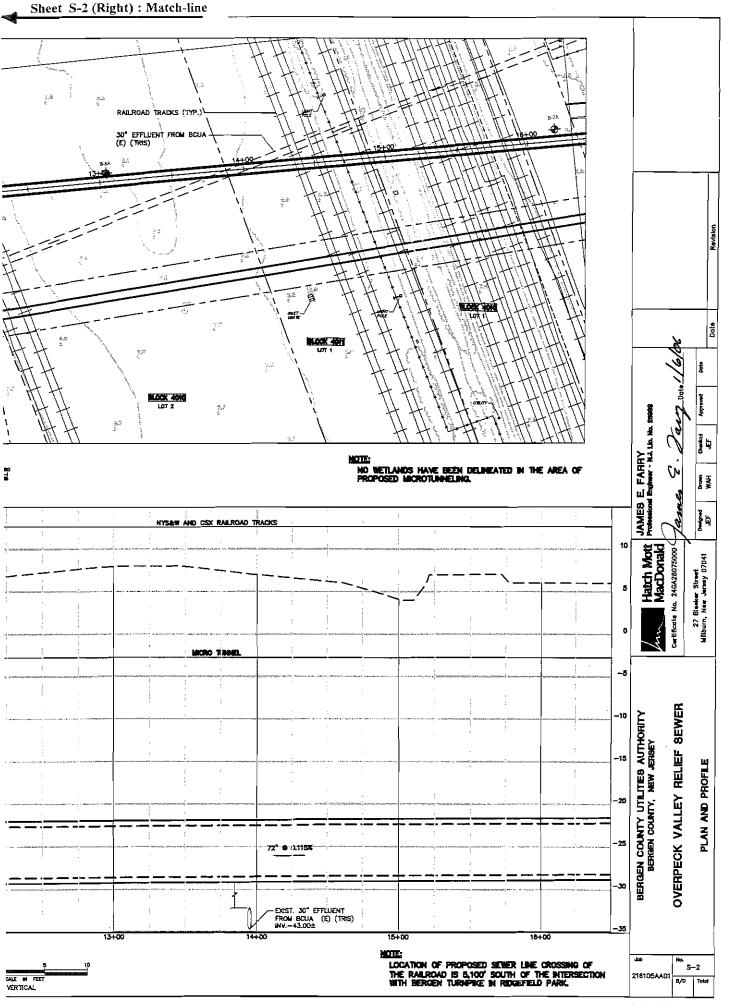


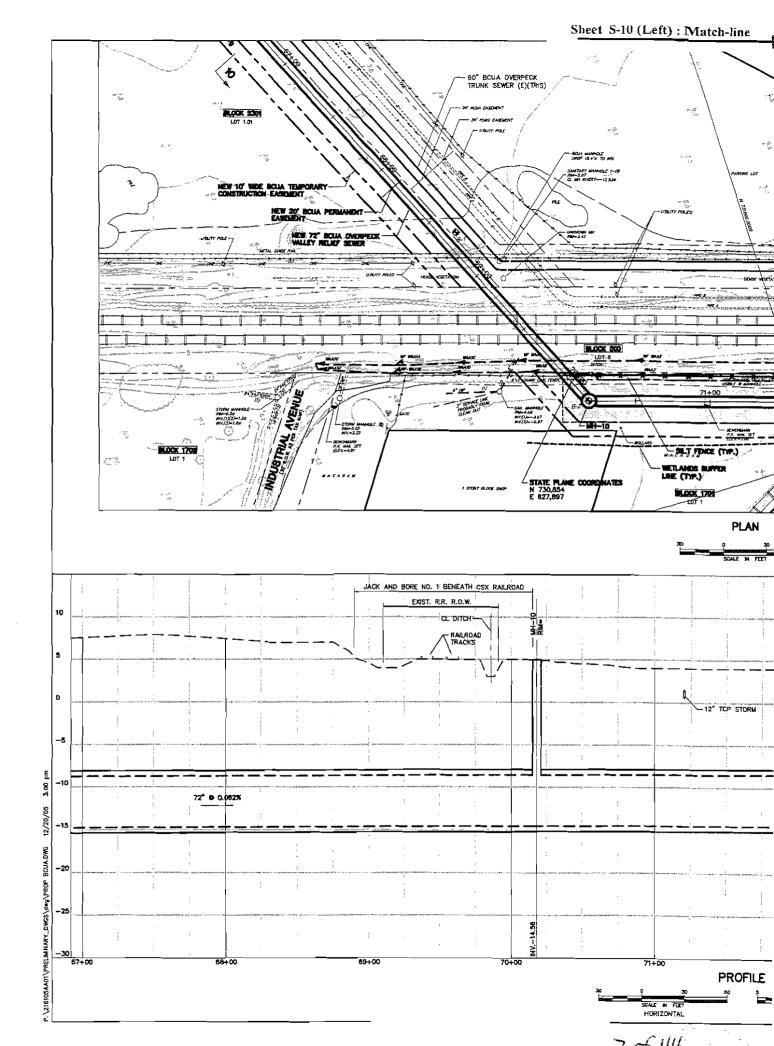
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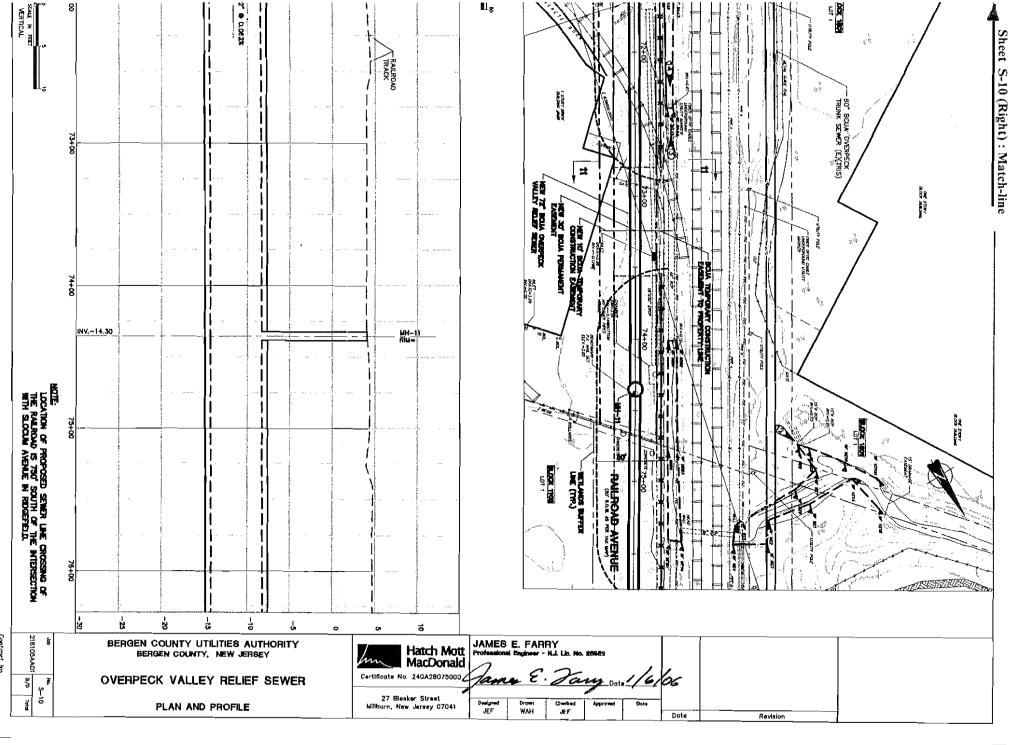




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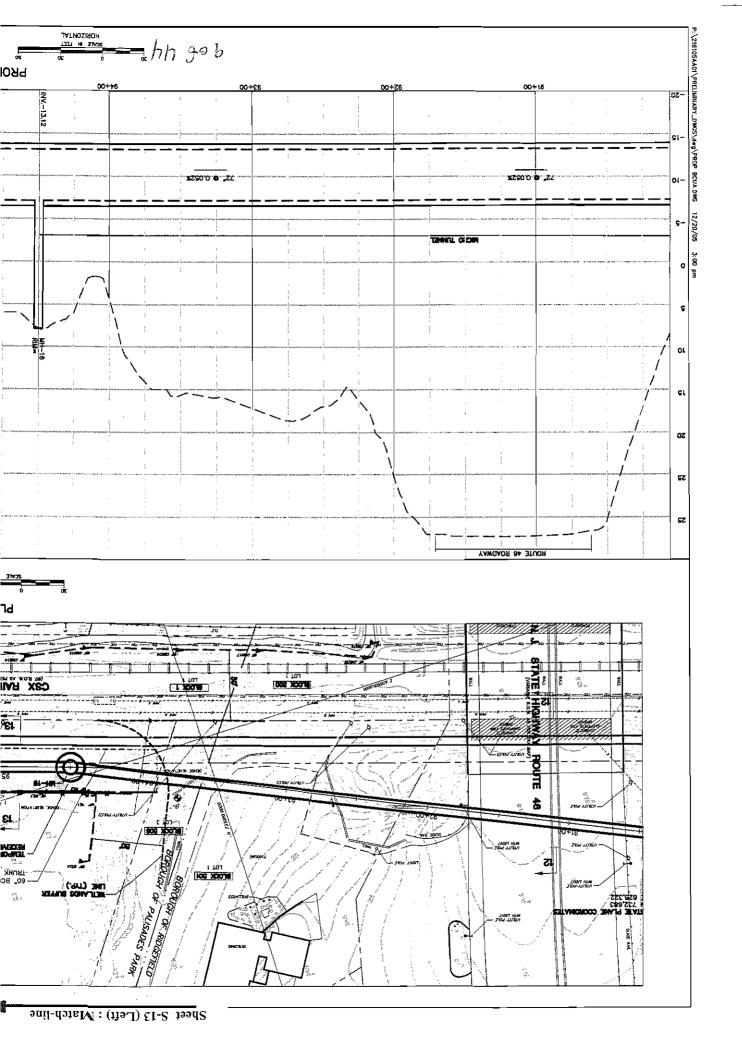


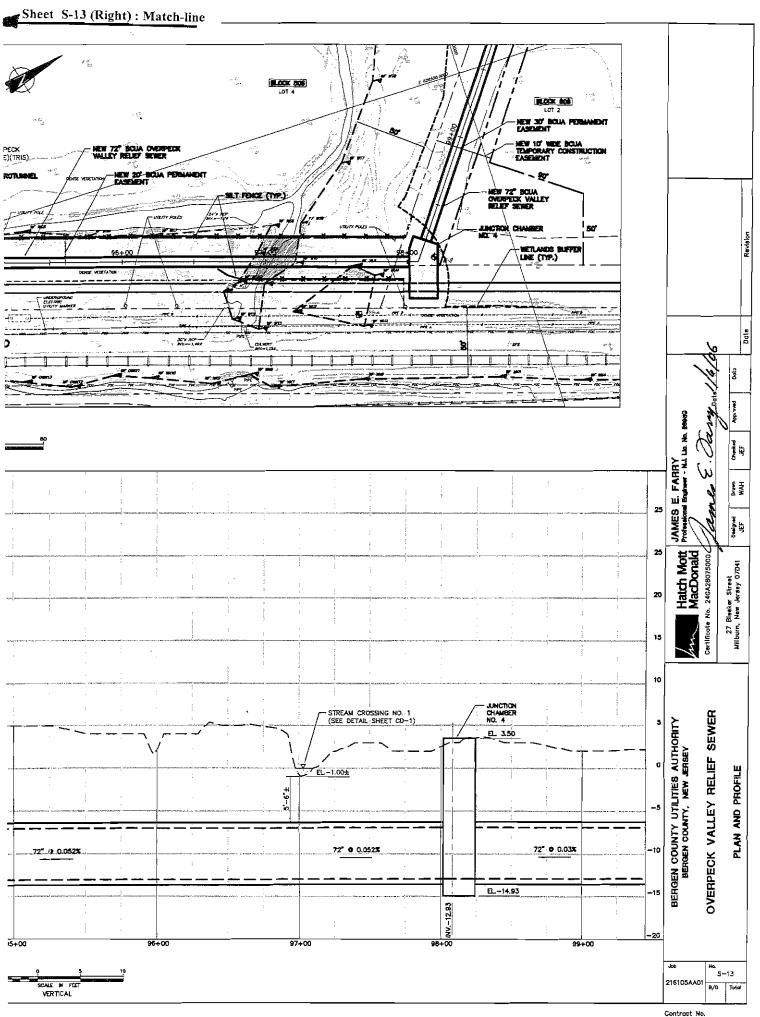




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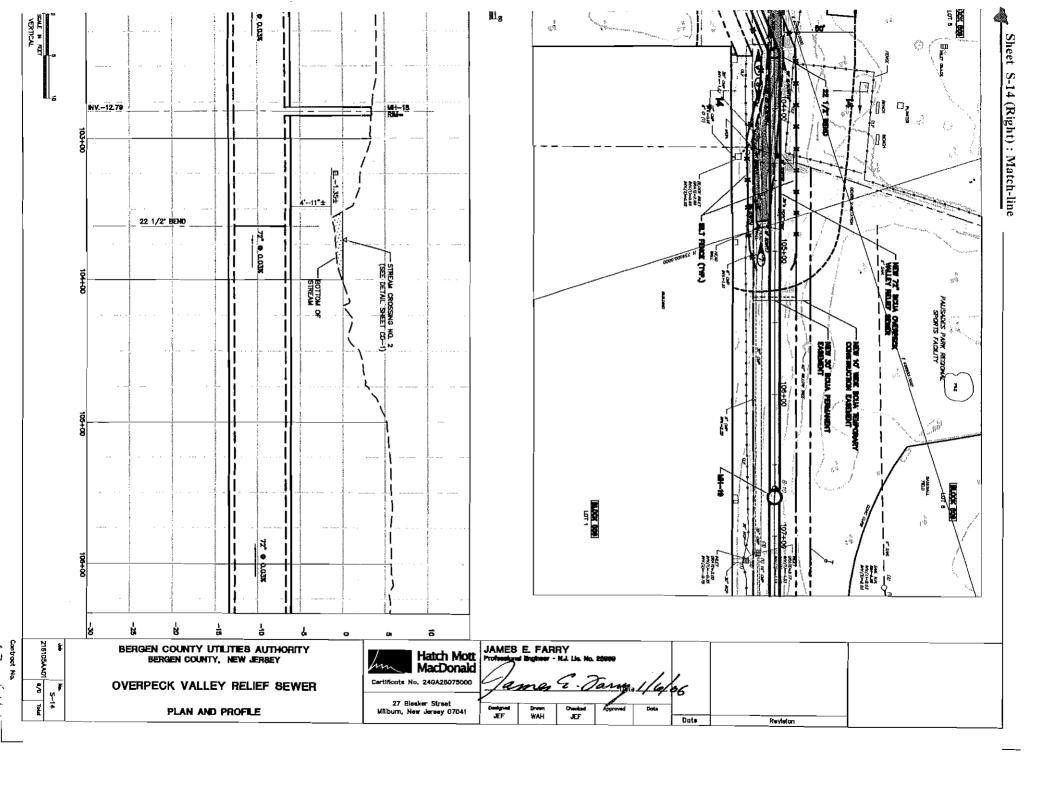
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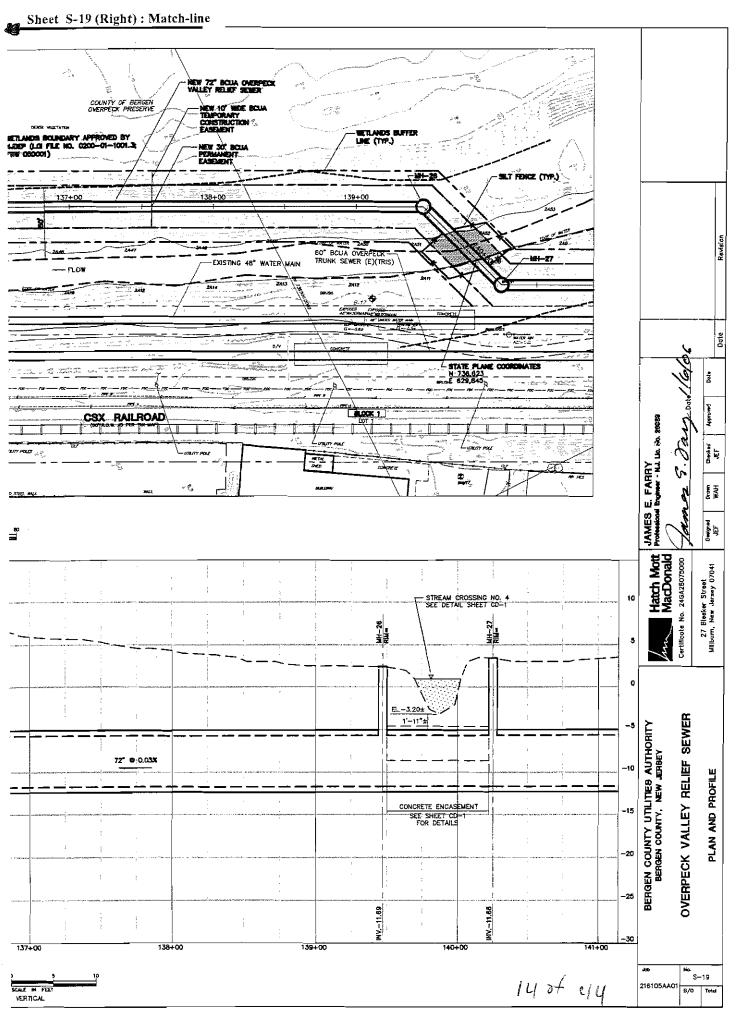


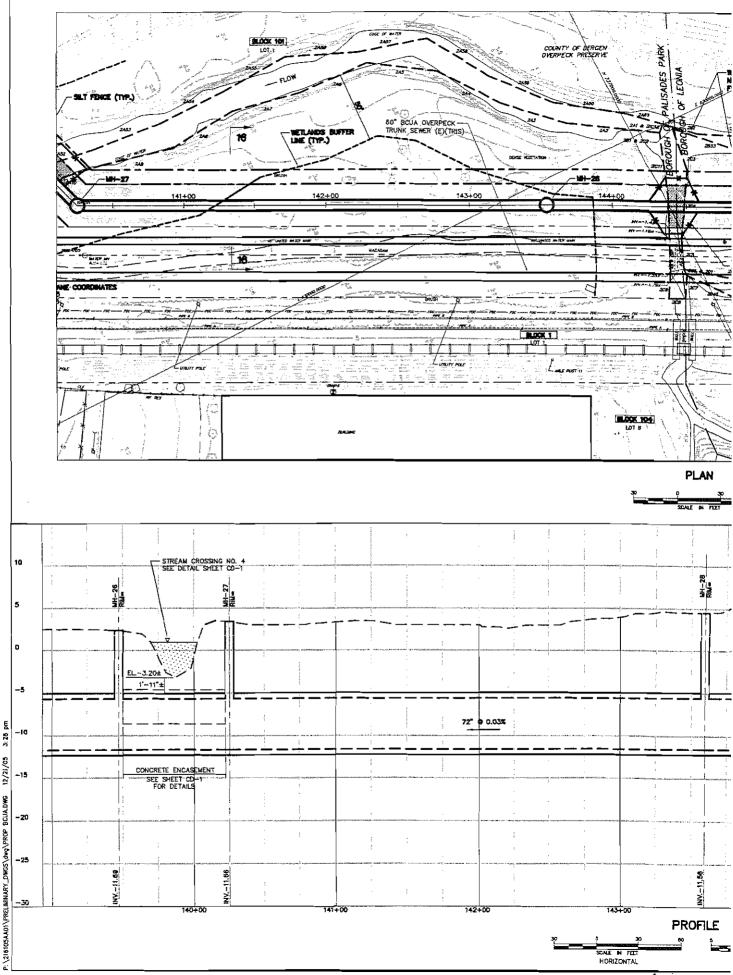


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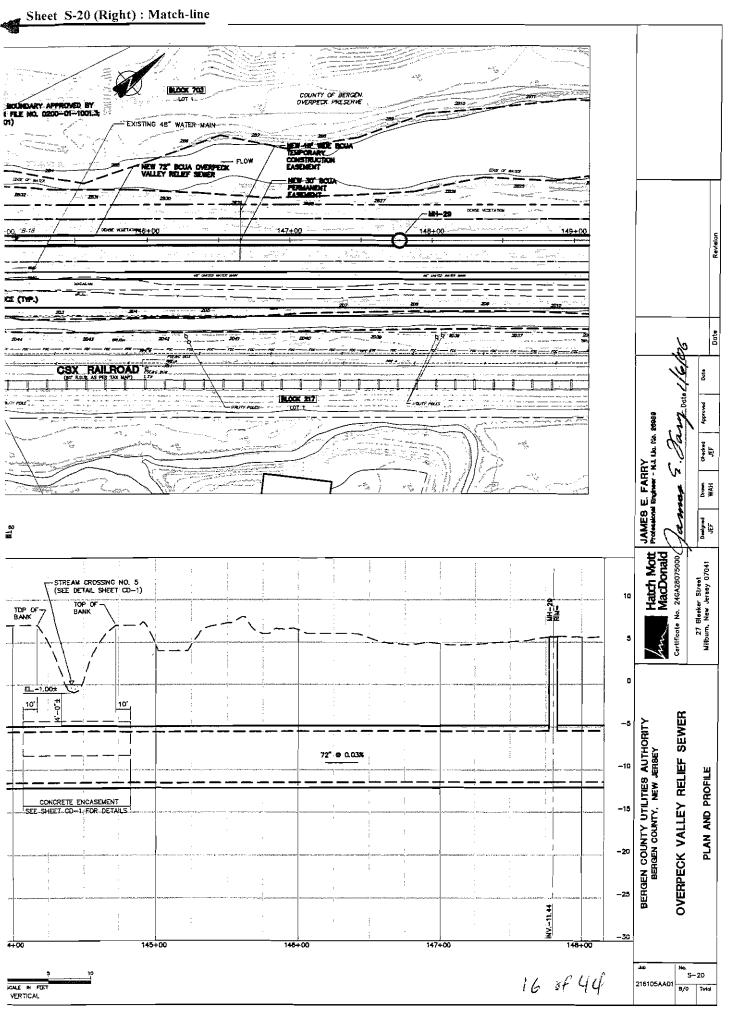
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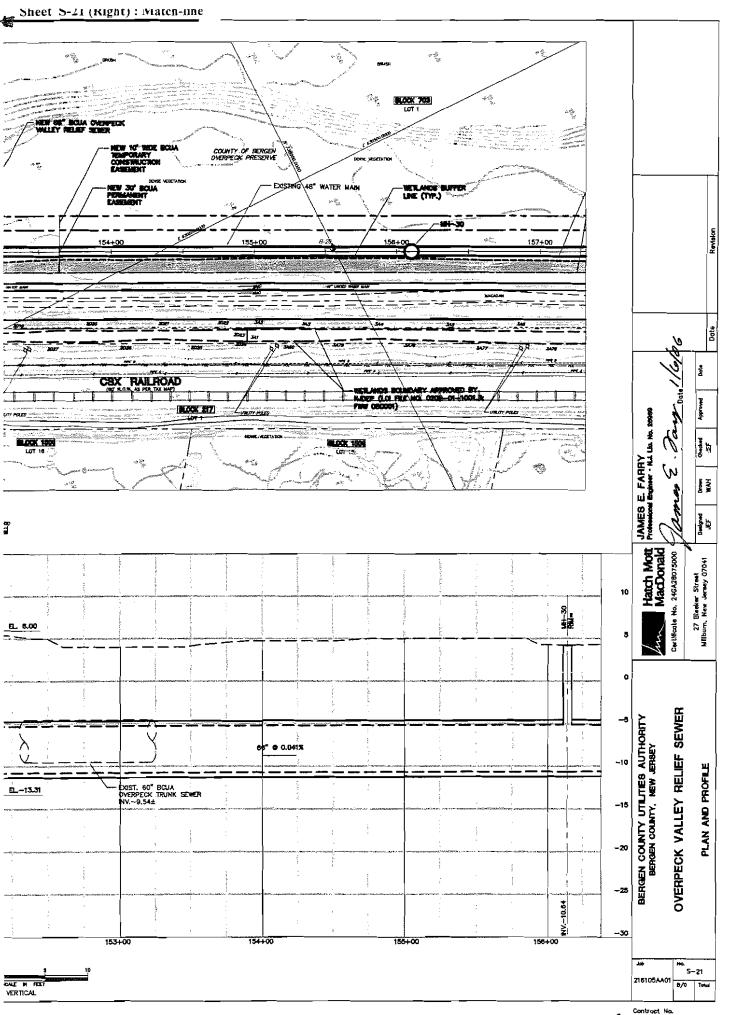




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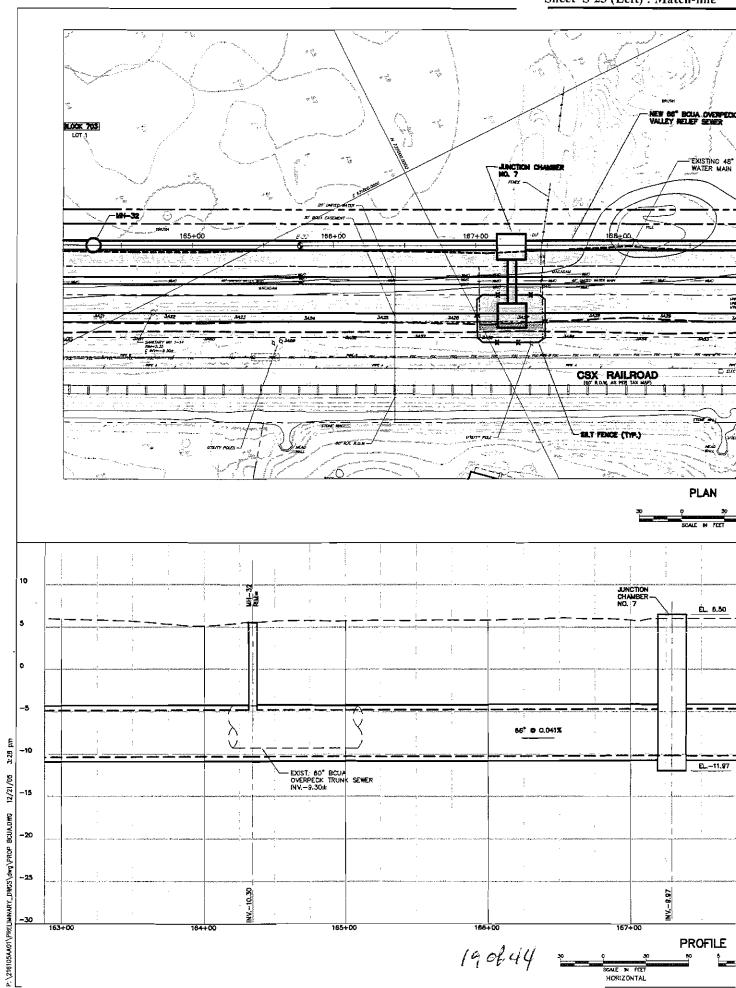


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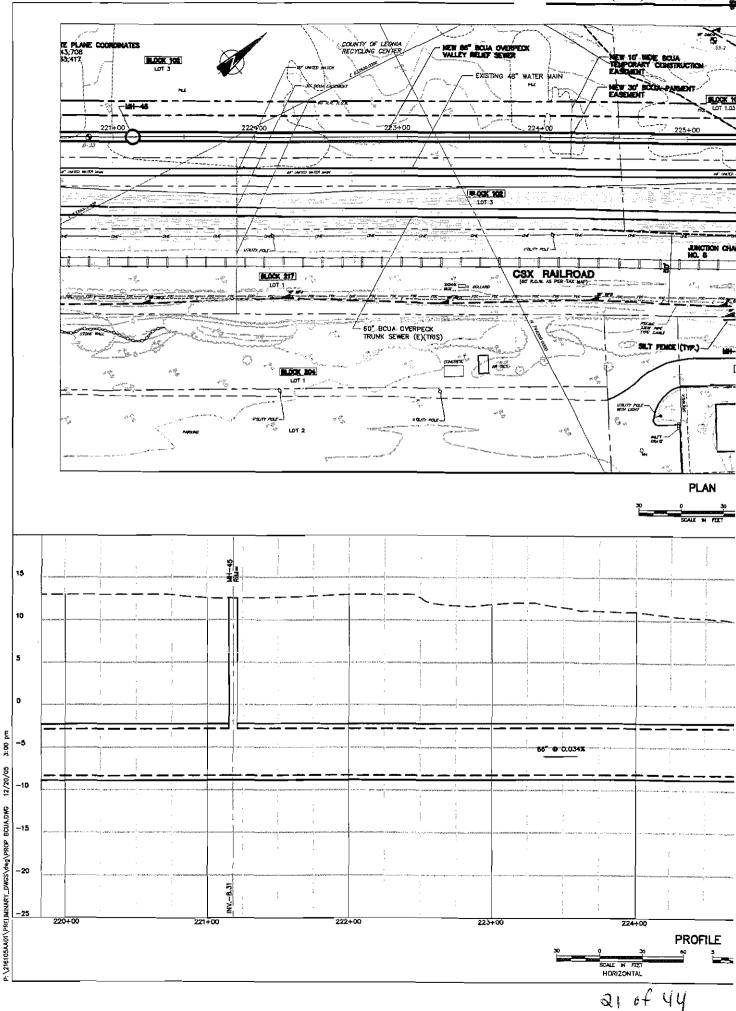


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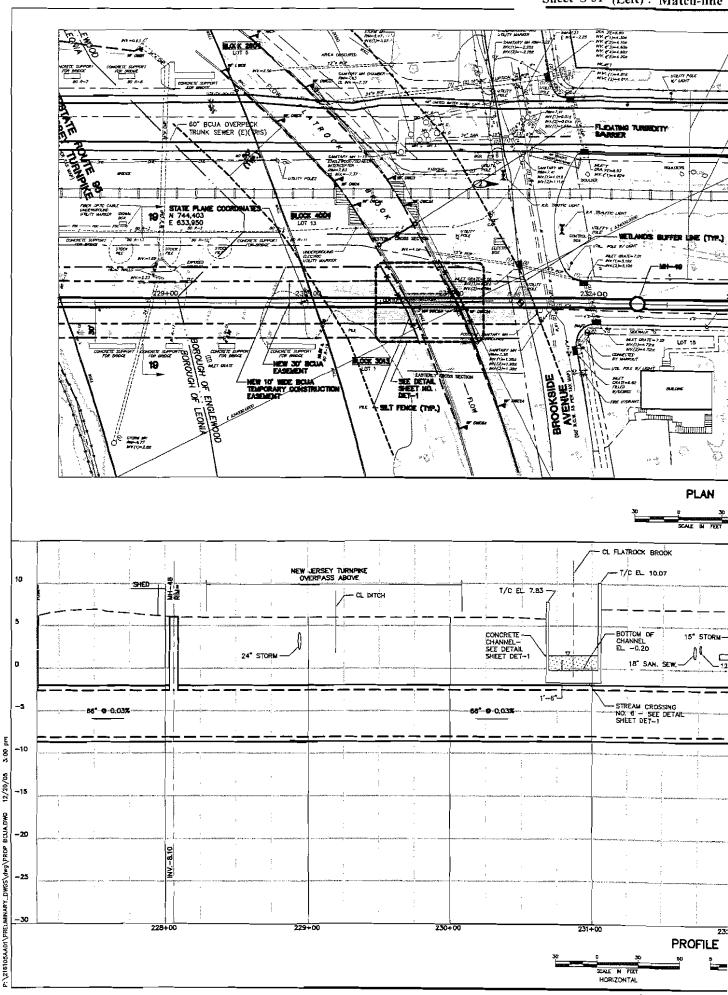


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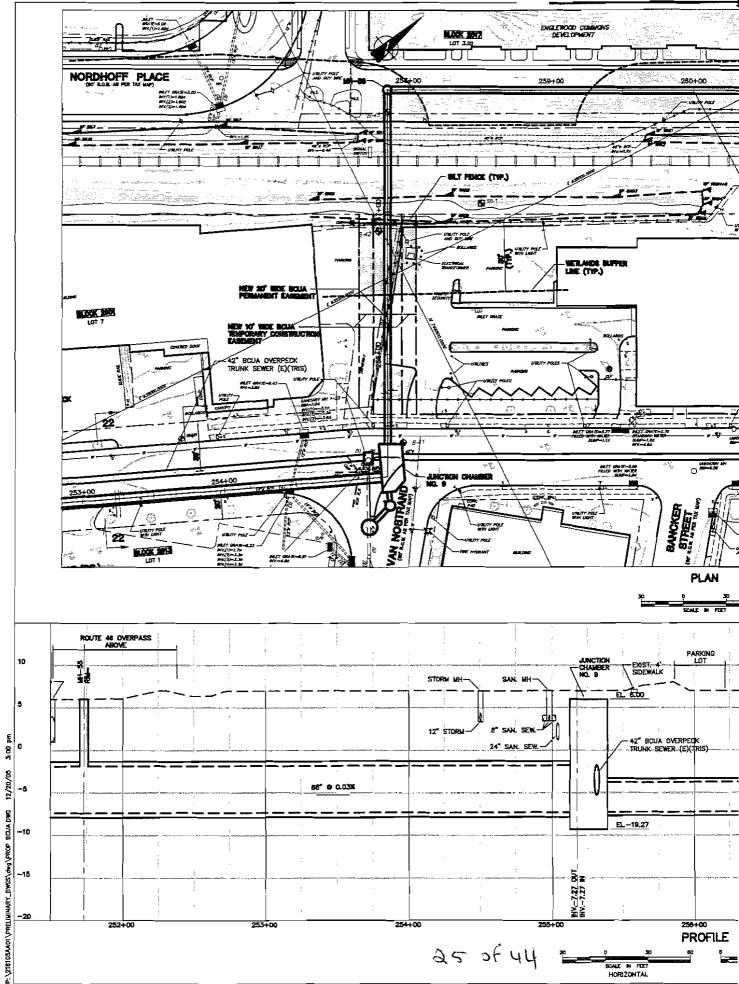


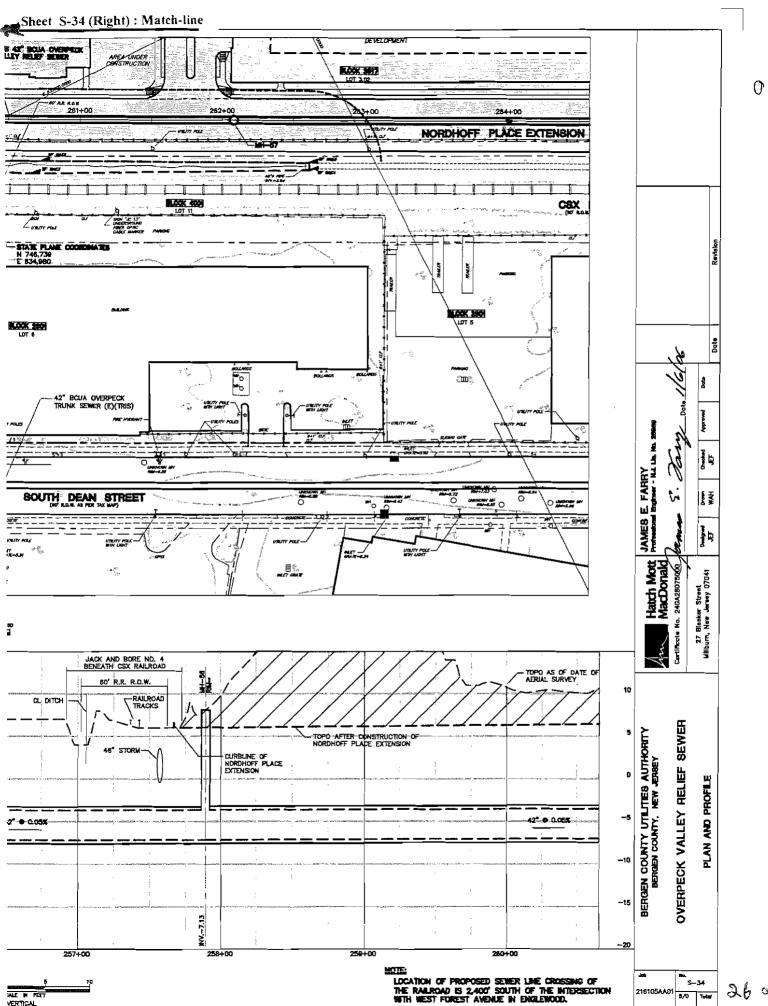
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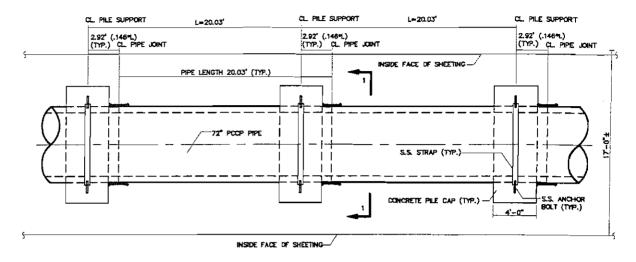
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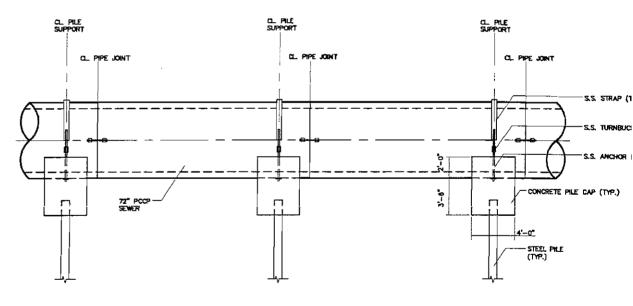


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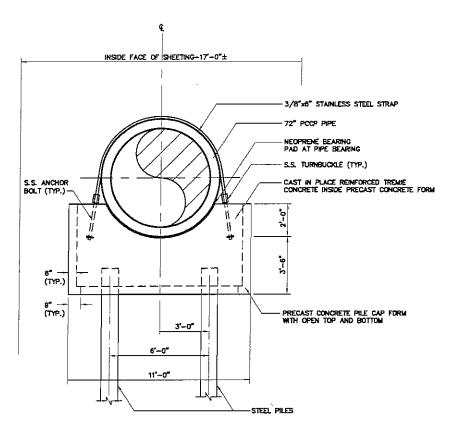
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FLAN SCALE: 1/4" = 1'-0"



**ELEVATION**SCALE: 1/4" = 1'-0"



SECTION 1-1

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### NOTES:

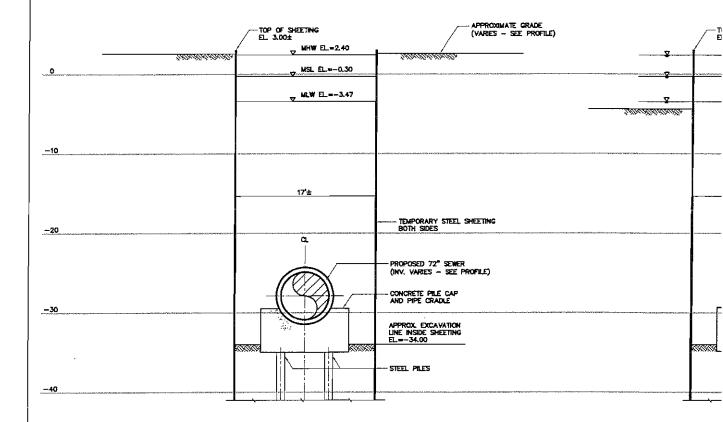
- 1. ALL CONCRETE SHALL HAVE F'c = 5000 PSI AT 28 DAYS.
- 2. ALL REINFORCEING STEEL SHALL BE ASTM A-615, GRADE 60.
- 3. ALL STAINLESS STEEL SHALL BE MARINE GRADE TYPE 316, FY = 42 KSL

ž Pano Kidy JAMES E. FARRY Professional Engineer - NJ Lo. No. 20089 Cherked Hatch Mott MacDonald Certificate No. 24GA28075000 27 Bleeker Street Millburn, New Jersey 07041

Job No. RC-1 276105AAD1 B/O Total

BERGEN COUNTY UTILITIES AUTHORITY
BERGEN COUNTY, NEW JERSEY
OVERPECK VALLEY RELIEF SEWER
HACKENSACK RIVER CROSSING DETAIL

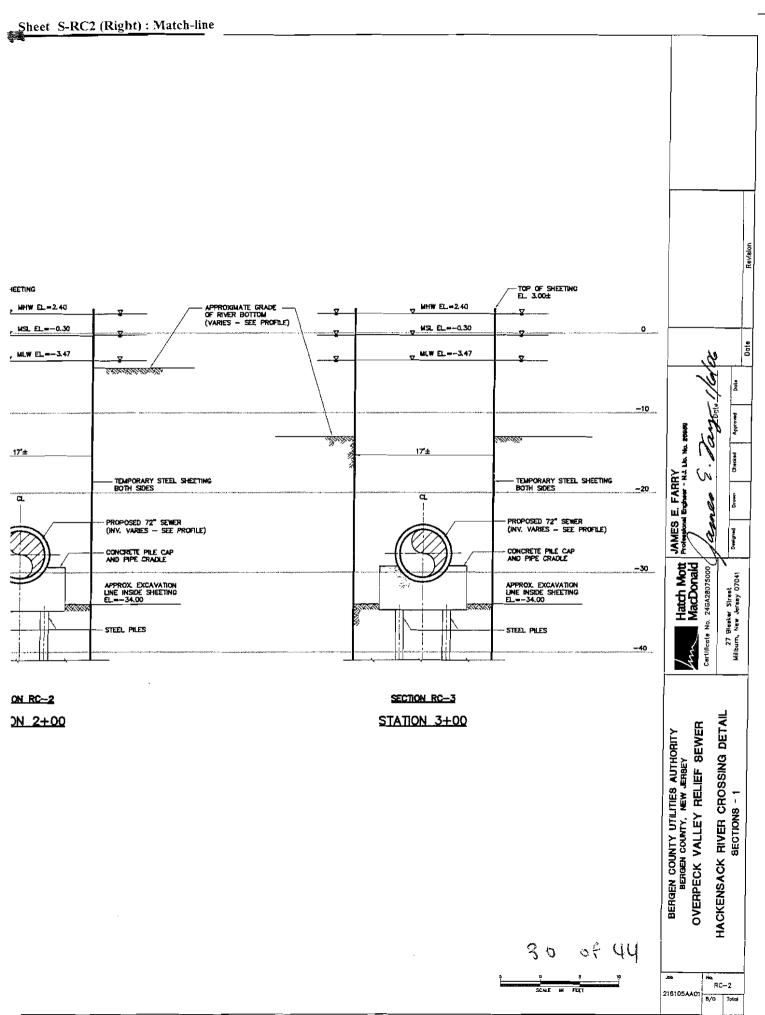
PLAN, ELEVATION AND SECTION



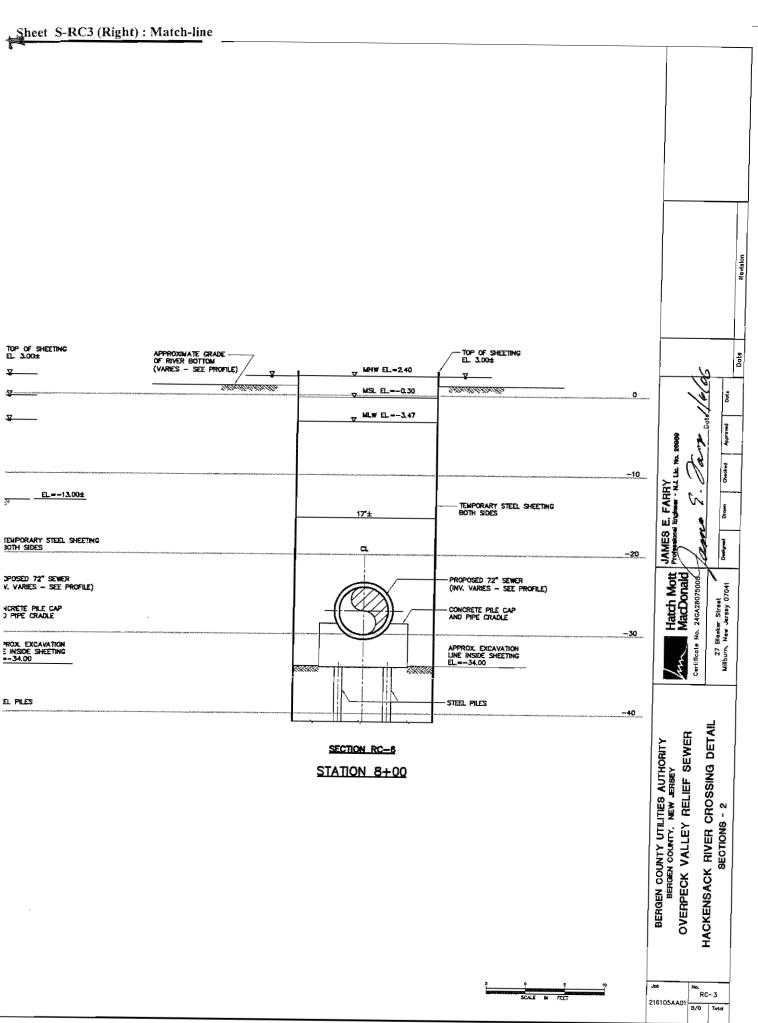
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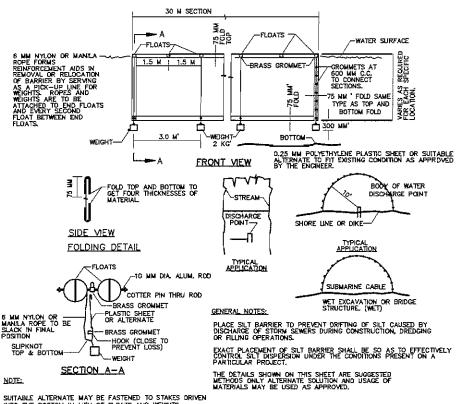
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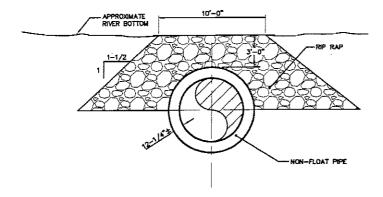
SECTION RC-4 STATION 4+00 SECTION RC-5 STATION 5+25





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N.T.S.
UNITS IN METRIC



HP-RAP RESIDENCE

(STATION 3+25 TO 5+25) SCALE: 1/4" = 1'-0"

> HACKENSACK RIVER CROSSING DETAIL MISCELLANEOUS DETAILS OVERPECK VALLEY RELIEF SEWER BERGEN COUNTY UTILITIES AUTHORITY BERGEN COUNTY, NEW JERSEY

Revision

Date

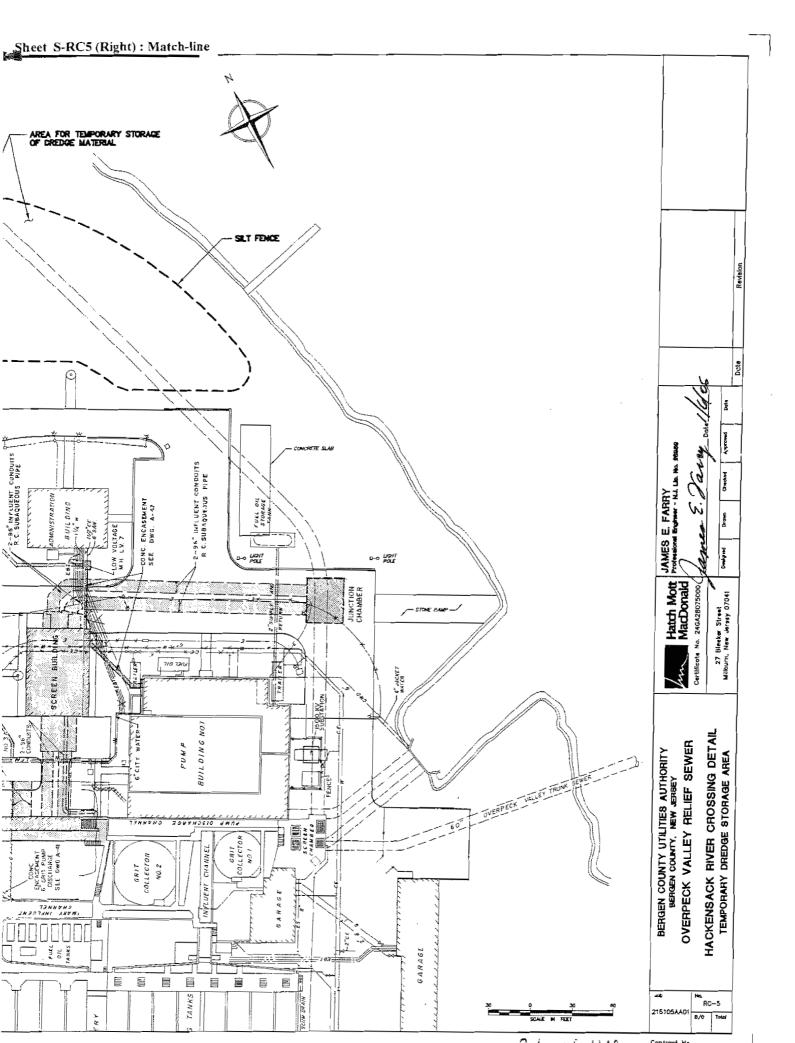
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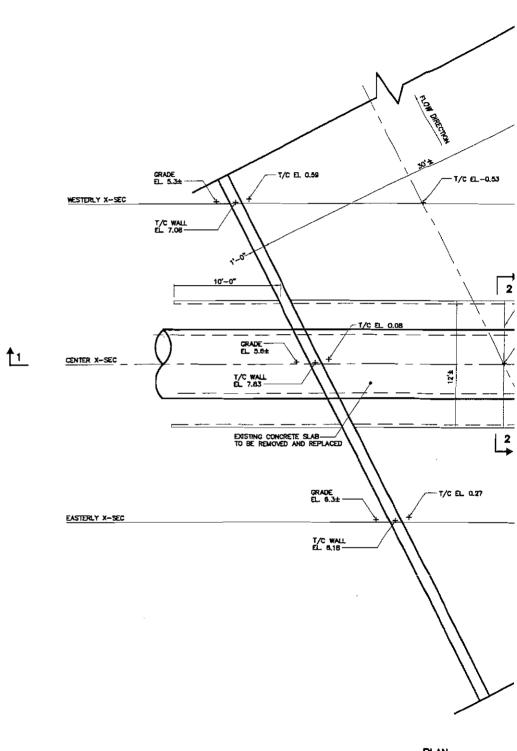
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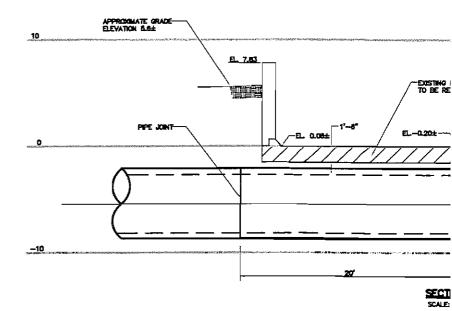
Certificate No. 24GA2B075000 27 Bleaker Street Millburn, New Jersey 07041

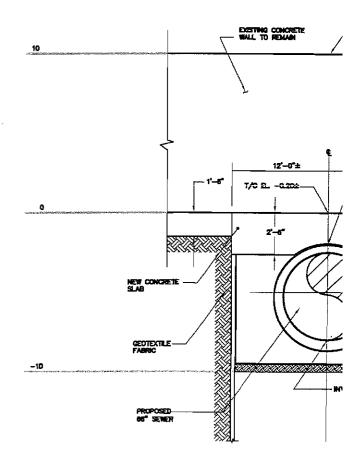
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PLAN

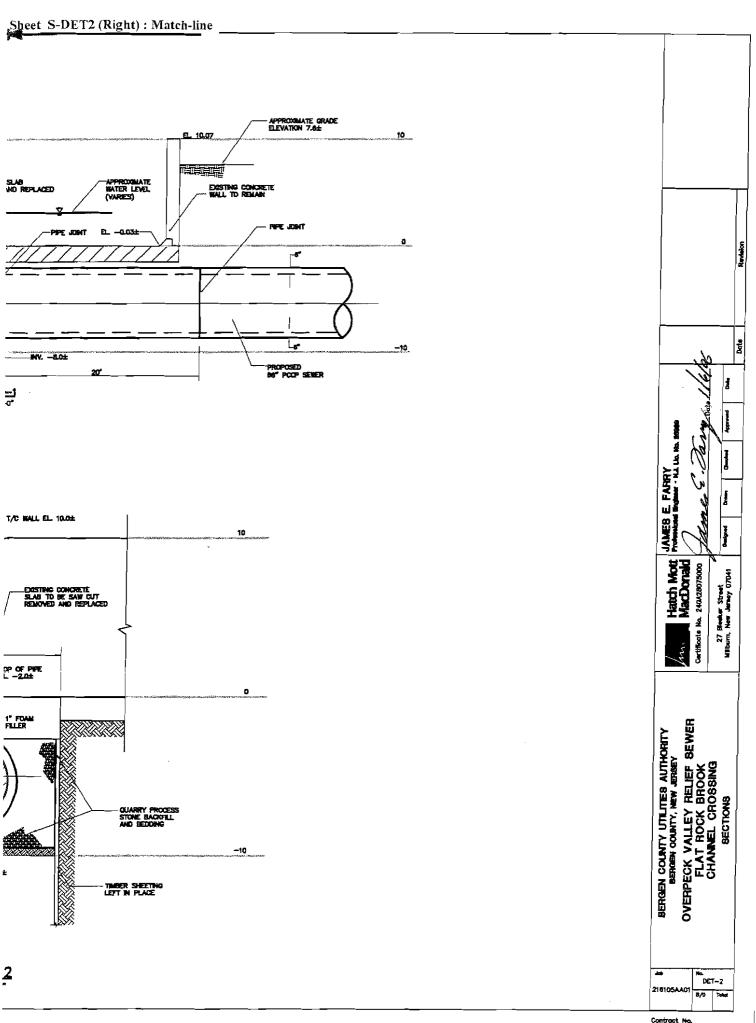




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Contract No.

## WETLANDS NOTES

- 1. WORK IN WETLANDS AND WETLAND TRANSITION AREAS THAT WILL BE TEMPORARILY DISTURBED SHALL CONFORM TO REQUIREMENTS IMPOSED THROUGH APPLICABLE PERMITS, REFER TO THE NUDEP LAND USE REGULATION PERMIT LOCATED IN THE APPENDIX OF THE CONTRACT SPECIFICATIONS FOR THE WETLAND PERMIT REQUIREMENTS.
- BOUNDARIES OF EXISTING WETLAND AREAS WILL BE IDENTIFIED BY COLORED SURVEYOR'S RIBBON.
- CONTRACTOR SHALL INSTALL TEMPORARY SILT FENCING ALONG THE EDGES OF CONSTRUCTION EASEMENTS THROUGH WETLANDS AND WETLANDS TRANSITION AREAS AND MAINTAIN SAME IN PLACE UNTIL COMPLETION OF ALL SITE WORK. CARE SHALL BE EXERCISED WHEN REMOVING TREES, CLEARING AND STRIPPING AND EXCAVATING, TO REMAIN WITHIN THE EASEMENT PROVIDED AND NOT TO ENCROACH UPON THE WETLAND AREAS, WHICH ARE TO REMAIN UNDISTURBED. NO MACHINES OR VEHICLES SHALL BE PERMITTED TO OPERATE OR TRAVEL BEYOND LIMITS OF THE CONSTRUCTION EASEMENT.
- 4. BEFORE EXCAVATION IS INITIATED IN WETLAND TRANSITION AREAS, A LINE OF HAY BALES OR OTHER SILTATION CONTROL BARRIERS SHALL BE STAKED IN PLACE ALONG THE EDGES OF THE CONSTRUCTION AREA AND SHALL REMAIN IN PLACE UNTIL RESTORATION IS COMPLETE.
- TOPSOIL SHALL BE STRIPPED AND SOIL LAYERS REPLACED IN THE EXCAVATED AREA IN THE SAME ORDER THAT THEY WERE REMOVED. FINAL GRADE SHALL MATCH THE ELEVATION PRIOR TO DISTURBANCE.
- TEMPORARILY DISTURBED WETLAND TRANSITION AREAS SHALL BE REVEGETATED WITH A MIX AND DENSITY OF SPECIES SIMILAR TO THAT WHICH WAS REMOVED. MATERIAL FOR VEGETATION CAN BE PRESERVED FROM THE AREAS CLEARED AND REPLANTED OR PROVIDED FROM NURSERY STOCK.
- ANTI-SEEP COLLARS SHALL BE INSTALLED AS NEEDED IN THE TRENCH TO AVOID DRAINING THE WETLAND. AS A MINIMUM ONE ANTI-SEEP COLLAR SHALL BE CONSTRUCTED AT THE ENTRANCE AND EXIT OF WETLANDS AREAS. REFER TO THE "CLAY STOP DETAIL" ON THIS SHEET.

## STREAM CROSSING NOTES

- THE CONTRACTOR SHALL SUBMIT DETAILS AND SCHEDULE FOR STREAM/RIVER CROSSING TO THE ENGINEER PRIOR TO STARTING WORK.
- REFER TO THE NUDEP LAND USE REGULATION PERMIT FOR THE STREAM CROSSING PERMIT REQUIREMENTS. NO INSTREAM WORK SHALL BE PERFORMED DURING THE PERIOD OF TIMING RESTRICTIONS IMPOSED BY THE PERMIT.
- 3. AVOID CLEARING UNTIL IMMEDIATELY PROCEEDING CONSTRUCTION.
- PRIOR TO CLEARING, PLACE STAKED HAY BALES ACROSS THE SLOPED APPROACH TO THE STREAM CROSSING AND MAINTAIN, EXCEPT DURING ACTUAL CROSSING, UNTIL RESTORATION IS COMPLETE.
- 5. AVOID STOCKPILING MATERIAL IN THE FLOODPLAIN OF THE STREAM.
- 6. SET UP IN-STREAM SEDBLENT CONTROLS PRIOR TO COMMENCING CONSTRUCTION.
- COMPLETE CROSSING EXPEDITIOUSLY. CONSIDER WEATHER AND ANTICIPATED STOPPAGES FOR WEEKENDS AND HOUDAYS AND PLAN TO CROSS AT SUCH A TIME THAT THE WORK CAN BE CONTINUED UNTIL COMPLETED.
- 8. MAINTAIN EFFECTIVENESS OF SEDIMENT CONTROL FEATURES THROUGHOUT THE CROSSING PROCESS.
- CONSTRUCTION THROUGH STREAM CORRIDORS, METLANDS AND OTHER SURFACE WATERS SHALL BE SCHEDULED TO MINIMIZE DAMAGE TO FISH POPULATIONS WHEREVER POSSIBLE.
- CONTRACTOR SHALL TAKE EVERY PRECAUTION TO KEEP DEBRIS OUT OF WATER. IN THE EVENT DEBRIS FALLS INTO THE RIVER, CONTRACTOR SHALL REMOVE OR RETRIEVE THE DEBRIS FROM THE WATER IMMEDIATELY AND INITIATE A CLEANUP ACTION THEREAFTER TO THE SATISFACTION OF THE ENGINEER.
- 11. RESTORATION SHALL BE INTIATED IMMEDIATELY FOLLOWING THE CROSSING AND BE COMPLETED AS SOON AS POSSIBLE RESTORATION SHALL CONFORM TO THE FOLLOWING:
  - L RE-ESTABLISHING CHANNEL CONTOURS:
  - REPLACING BOTTOM WITH NATIVE MATERIAL, OR IN VERY SILTY BOTTOMS, WITH CRUSHED STONE (1 THROUGH 3-INCH DIAMETER)
  - IIL STABILIZE BANKS WITH RIP-RAP. THE SIZE AND NATURE OF THE RIP-RAP SHALL CONFORM TO THE "STANDARDS FOR SOIL EROSION AND SEDIMENT CONTROL IN NEW JERSEY", PREPARED BY THE NEW JERSEY STATE SOIL CONSERVATION COMMITTEE, 1999, JUTE MESH MAY BE USED TO STABILIZE INTERMITTENT OR EXTREMELY LOW FLOW STREAMS WITH SHALLOWLY SLOPING BANKS IN SAND/SILT BOTTOMED STREAMS; AND
  - IV. REVEGETATE BANKS WITH APPROPRIATE NATIVE MATERIAL SUCH AS GRASSES, GROUND COVERS, TREES AND SHRUBS.

PLATE (COVER ENCASEMEN

1/2"# STAINLESS STEEL THREADED ROOS W/S.S.
NUTS & WASHERS ANCHORED IN 5/8"# X 5 1/2" DP.
DRILLED HOLES & 4"-0" O.C. FILLED W/C-8 EPOXY
AS MFR'D. BY ITW RAMSET/REDHEAD OR EQUAL
(TYP. EACH SIDE 2"-0" O.C.)

2" CLR. (TYP.)

72

TOPSOIL AND GRASS SEED NATIVE EXCAVATED SOIL, REPLANT WITH NATIVE VEC UPLANDS BANK STREAM CHA 5" 16 SEE SPECIFICATION FOR RIP-RAP STONE 12" (TYP)

> SELECT EXCAVATED MATERIAL OR -CLEAN IMPORTED TYPE "G" BACKFIL

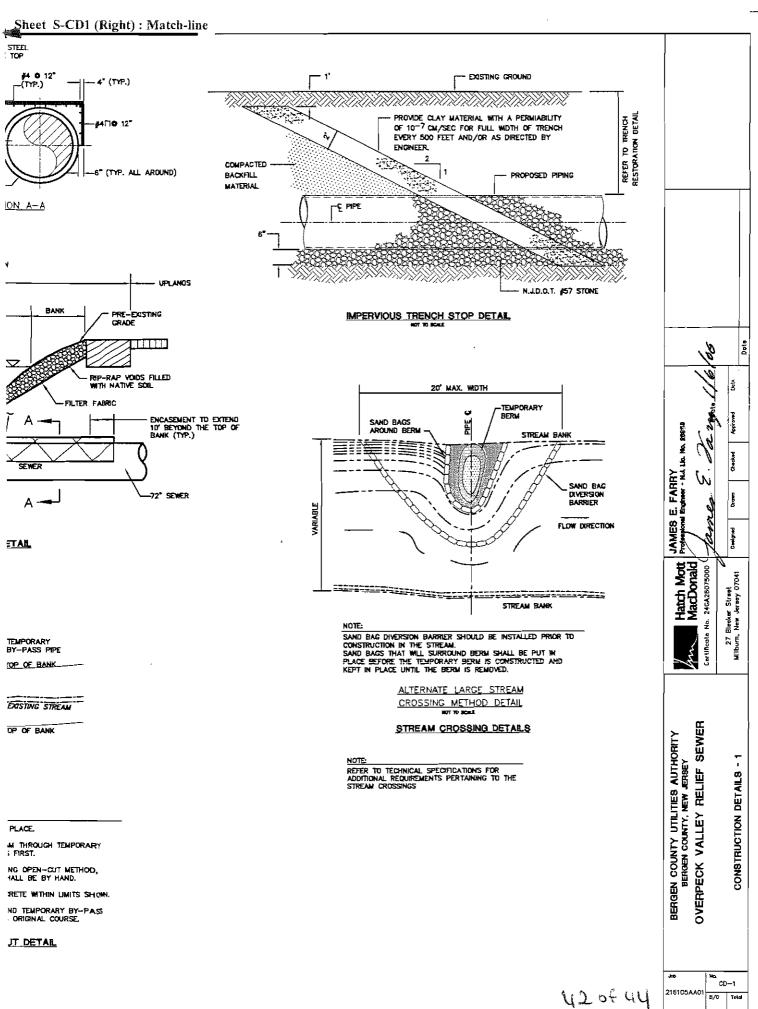
> > STREAM CROSS

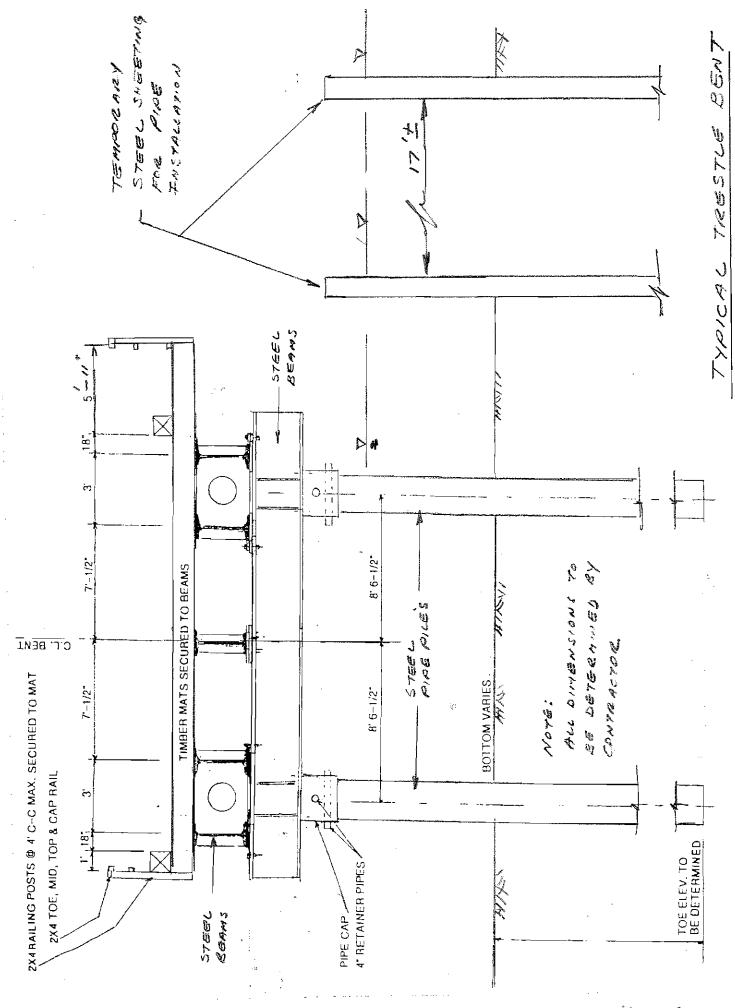
CONCRETE FNCASEMEN" 15' SAND BAGS PROPOSED SANITARY SEWER (OPEN CUT METHOD, HAND CUT IN VICINITY OF THE -TEMPORARY BY-PASS PIPE)

## NOTES:

- 1- TEMPORARY BY-PASS PIPE SHALL BE
- 2- SAND BAGS SHALL BE USED TO DIVE BY-PASS PIPE, PLACE UPSTREAM SA
- 3- SANITARY SEWER SHALL BE SET IN P EXCAVATION IN VICINITY OF BY-PASS
- 4- SANITARY SEWER SHALL BE ENCASED.
- TRENCH SHALL BE BACKFILLED, SAND PIPE REMOVED AND STREAM RESTOR

PIPE BY-PASS O





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## BERGEN COUNTY UTILITIES AUTHORITY: OVERPECK VALLEY RELIEF SEWER TABLE - 1: DISTURBANCE ESTIMATE (IN WETLANDS AREAS)

Drawing	Disturbance Within Wetlands / State Open Waters		
Sheet No.	Permanent Disturbance	Temporary Disturbance	Misc. Comments
	(in Sq Ft)	(in Sq Ft)	
S-1	0	2,450	Hackensack River and wetlands
S-2	50	4,400	Micro-tunneling (receiving pit) wetland
S-3	0	0	Micro-tunneling
S-4	0	0	Micro-tunneling
S-5	0	0	Micro-tunneling
S-6	0	0	Micro-tunneling
S-7	0	0	Micro-tunneling
S-8	0	0	Micro-tunneling
S-9	0	0	Micro-tunneling
0	0	450	Wetland
S-11	0	0	
S-12	0	0	
S-13	0	1,150	Stream Crossing No. I
S-14	0	1,800	Stream Crossing No.2
S-15	0	0	
S-16	0	0	
S-17	0	0	
S-18	0	0	
S-19	0	2,100	Stream Crossing No. 3
S-20	0	300	Stream Crossings No. 4 and No. 5
S-21	100	300	Junction Chamber, Wetland
S-22	0	0	Junction Chamber
S-23	100	240	Junction Chamber, Wetland
S-24	0	0	
S-25	0	0	
S-26	0	0	
S-27	0	0	
S-28	Ò	0	
S-29	0	0	
S-30	0	300	Wetland
S-31	0	620	Stream Crossing No. 6
S-32	0	0	
S-33	0	0	
S-34	0	300	Micro Tunnel, Wetland
S-35	0	0	
S-36	0	0	
S-37	0	0	
S-38	0	0	
TOTAL (Sq Ft)	250	14,410	
TOTAL (Acres))	0.0057	0.33	

<sup>(1)</sup> TOTAL PERMANENT DISTURBANCE (Wetlauds Area) = 0.0057 Acres

<sup>(2)</sup> TOTAL TEMPORARY DISTURBANCE (in Wetlands Area) = 0.33 Acres